

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number : 09/938,669 Confirmation No.: 2508
Applicant : Jens PETERSEN
Filed : August 27, 2001
Title : Polyacrylamide Hydrogel As A Soft Tissue Filler Endoprosthesis
TC/Art Unit : 1615
Examiner: : AZPURU, Carlos A.

Docket No. : 60117.000004
Customer No. : **21967**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR INTERVIEW WITH QAS AND APPLICANT

Sir:

A Notice of Appeal with a Petition for Extension of Time Under 37 CFR 1.136(a) are being filed in the above-referenced application. This Notice of Appeal is being filed to maintain pendency. Applicants request that Applicant be accorded an opportunity to discuss the only outstanding rejection which is under 35 USC 112 second paragraph with a QAS Official who has authority to enter into an agreement concerning acceptable claim language.

On December 11, 2008 in a telephonic interview with the undersigned and Pierre Kary, representative of the Applicant, and in Applicant's Reply dated December 18, 2008 Applicant requested an opportunity to discuss the 112 rejection with QAS especially as the Primary Examiner handling this application was apprised of the amendments made in the December 18, 2008 Reply and their support in the as-filed application and seemed to suggest that these amendments would be entered and that they would place the case in condition for allowance subject to further review by QAS.

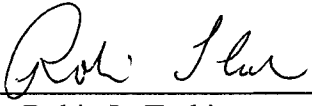
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As discussed with the Examiner this application is of critical importance to Applicant. The interview request is believed to be timely as this request merely restates interview requests that were earlier made both orally and in writing. Also, the Advisory Action was only recently received and was issued 2 months after submission of the prior After-Final Reply dated December 18, 2008.

Respectfully submitted,

HUNTON & WILLIAMS LLP

Date: March 3, 2009

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